03-25-05-PTO/SB/21 (04-04) Approved for use through 07/31/2006. OMB 0651-030 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE tion Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 10/613,627 TRANSMITTAL Filing Date Jul 02, 2003 **FORM** First Named Inventor Mitchem, W. Jeffrey ' (to be used for all correspondence after initial filing) Art Unit 2661 **Examiner Name** Unknown Attorney Docket Number Total Number of Pages in This Submission 233-536-CIP **ENCLOSURES** (Check all that apply) After Allowance communication Fee Transmittal Form Drawing(s) to Technology Center (TC) Appeal Communication to Board Fee Attached Licensing-related Papers of Appeals and Interferences Appeal Communication to TC Amendment / Reply Petition (Appeal Notice, Brief, Reply Brief) Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Affidavits/declaration(s) Status Letter Change of Correspondence Address Other Enclosure(s) (please Terminal Disclaimer **Extension of Time Request** identify below): Request for Refund **Express Abandonment Request** Information Disclosure Statement CD, Number of CD(s) Remarks Certified Copy of Priority Package contains: IDS USPTO Form 1449, two Japanese patents and English language Document(s) translations thereof, USPTO Return Receipt Postcard. Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Richard J. Holzer, Jr. (42,668) of Hensley Kim & Edgington, LLC Individual name Signature March 23, 2005 Date CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Typed or printed name Michele Balin March 23, 2005 Date Signature

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Mitchem et al.

Serial No.: 10/613,627

Filed: 07/02/2003

Title: Method for Scoring Queued Frames

for Selective Transmission through a

Switch

Attorney Docket No.: 233-536-CIP

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Group Art Unit: 2661

Examiner: unknown

Dear Sir:

The citations listed in the attached copy of Form PTO 1449 is hereby submitted in compliance with the duty of disclosure defined in 37 CFR §1.56. Copies of the cited Japanese patent publications, and English language translations therefore, are also submitted herewith.

The Applicant makes no representation that a cited reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103, and the Applicant reserves the right to establish that one or more references are not prior art. Furthermore, the Applicant does not represent that any given reference has been thoroughly reviewed.

It is requested that the information disclosed herein be considered by the Office and made of record in this application. The Applicant requests that the Office return a copy of the submitted Form PTO 1449 indicating that each reference has been considered during examination of the above-referenced application.

This Information Disclosure Statement is submitted pursuant to 37 CFR § 1.97(b) because it is filed prior to the mailing date of the first office action on the merits. Therefore, no fee is believed required.

Respectfully submitted,

Richard V. Holzer, Jr.
Attorney for Applicant

Reg. No. 42668

Date: March 23, 2005

Telephone No.: 720-377-0774

PTO/SB/08a (08-03) Approved for use through 07/31/2006. OMB 0651-0031

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S	TATEMENT BY APP	LIC	ANT	First Named Inventor	Mitchem, W. Jeffrey	
				Art Unit	2661	
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Sheet	1	of	1	Attorney Docket Number	233-536-CIP	

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.1	Document Number Number - Kind Code ^{2 (if known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document Country Code ³ - Number ⁴ - Kind Code ⁵ (<i>if known</i>)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T⁰
		JP-A-06-037784	02/10/1994	NEC Corp.		Х
•		JP-A-06-268685	09/22/1994	Hitachi Ltd.		X
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Examiner	Date	
Signature	Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 'Applicant's unique citation designation number (optional). 'See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 'Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 'For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 'Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 'Applicant is to place a check mark here if English language Translation is attached.

Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.